

1616
mu

Practitioner's Docket No. 17396/09057

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Jawed Asrar, Ernest F. Sanders
and Yiwei Ding

Group No.: 1616

Application No.: 10/081,023

Confirmation No. 2905

Filed: 02/22/2002

Examiner: S. Mark Clardy

For: METHOD OF IMPROVING YIELD AND VIGOR
OF PLANTS BY TREATMENT WITH DIAZOLE,
TRIAZOLE AND STROBILURIN-TYPE
FUNGICIDES

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TRANSMITTAL

1. Transmitted herewith is a response and amendment for this application.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is **mandatory**;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

■ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

■ with sufficient postage as first class mail.

37 C.F.R. § 1.10*

☐ as "Express Mail Post Office to Addressee"

Mailing Label No. _____ (mandatory)

TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (703) _____ - _____

Signature

Mim Voet

Date: July 1, 2005

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

STATUS

2. Applicant is other than a small entity.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	OTHER THAN A SMALL ENTITY			
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE	ADDIT. FEE	
TOTAL	38	-- 63	= 0	x	\$ 50.00	= \$	0.00
INDEP.	1	-- 8	= 0	x	\$ 200.00	= \$	0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+	\$ 0.00	= \$	0.00
TOTAL ADDIT. FEE						\$	0.00

No additional fee for claims is required.

FEE DEFICIENCY

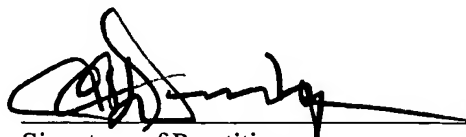
5. If an extension fee is required, charge Account No. 50-2548.

If a fee for claims is required, charge Account No. 50-2548.

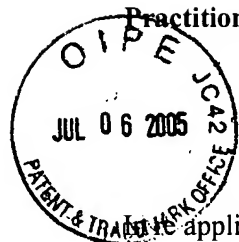
Date: July 1, 2005

Reg. No.: 35,124

Tel. No.: 864-250-2238
Customer No.: 000045850


Signature of Practitioner
Charles E. Dunlap, Ph.D., Esq.

Nelson Mullins Riley & Scarborough, LLP
Meridian, Suite 1700
1320 Main Street
Columbia, SC 29201
U.S.A.



Practitioner's Docket No. 17396/09057

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Jawed Asrar, Ernest F. Sanders and Yiwei Ding

Application No.: 10/081,023

Group No.: 1616

Filed: 02/21/2002

Examiner: S. Mark Clardy

Confirmation No.: 2905

For: METHOD OF IMPROVING YIELD AND VIGOR
OF PLANTS BY TREATMENT WITH DIAZOLE,
TRIAZOLE AND STROBILURIN-TYPE FUNGICIDES

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

I hereby certify that the attached correspondence, comprising:

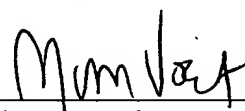
1. Response Transmittal with Certification Under 37 C.F.R. § 1.8(a) and 1.10 (2 pages)
2. Response to Office Action Under 37 C.F.R. § 1.111 (9 pages) with attached article (2 pages).
3. Return Receipt Postcard,

is being deposited with the United States Postal Service, with sufficient postage, as first class mail in an envelope addressed to:

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

on July 1, 2005.

Mim Voet



Signature of person mailing paper



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICATION NO. : 10/081,023 CONFIRMATION NO.: 2905
APPLICANT : Jawed Asrar *et al.*
FILED: : February 22, 2002
TC/A.U. : 1616
EXAMINER : S. Mark Clardy
DOCKET NO. : 17396/09057
CUSTOMER NO. : n/a
DEPOSIT ACCT. NO. : 50-2548

RESPONSE TO OFFICE ACTION UNDER 37 C.F.R. §1.111

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This is filed in response to the Office Action of April 7, 2005, and is intended to be responsive to every issue that was raised in that Action. This Response is believed to be timely with respect to the shortened statutory period for reply of three months that was set forth in the Action.

There are no **Amendments to the Specification.**

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

There are no **Amendments to the Drawings.**

Remarks/Arguments begin on page 8 of this paper.